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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/025,267	12/18/2001	Scott Leahy	03801.P070	5680

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EXAMINER

HU, JINSONG

ART UNIT PAPER NUMBER

2154

DATE MAILED: 04/18/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/025,267	Applicant(s) LEAHY ET AL.	
	Examiner Jinsong Hu	Art Unit 2154	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 26 January 2006.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-6 and 8-85 is/are pending in the application.
- 4a) Of the above claim(s) 10-20, 29-61 and 70-84 is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-6, 8, 9, 21-28, 62-69 and 85 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>1/26/06</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. Claims 1-6, 8-9, 21-28, 62-69 and 85 are presented for examination, claims 7 is canceled, claims 1-6, 8-9, 21-26, 62-67 have been amended, claim 85 is newly added.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. Claims 1-6, 8-9, 21-28, 62-69 and 85 are rejected under 35 U.S.C. 102(e) as being anticipated by Win et al. (US 6,453,353).

4. As per claims 1-2, 4-5 and 9, Win teaches the invention as claimed including a method to provide access to services of an online commerce site that includes a plurality of servers, the method comprising:

receiving an access request from a client [col. 6, lines 58-65];

identifying a first server of the plurality of servers [104, Fig. 1; col. 7, lines 34-44]

to which to direct the client for generating an access rule associated with the client and the first server [col. 5, lines 21-32; col. 14, lines 44-60; col. 18, lines 1-27]; and

transmitting the access rule to the client [col.6, lines 41-54].

5. As per claim 3, Win teaches a second server that provides a service level different from that of the first server, and wherein the access rule is associated with client based on a service level agreement between the client and the online commerce site [col. 5, lines 44-54].

6. As per claim 6, Win teaches the online commerce site is a network-based auction site [col. 1, lines 29-37; i.e., the transaction including any service type].

7. As per claim 8, Win teaches the step of searching a database table for a record containing an access rule to reply to the client [106, Fig. 1].

8. As per claims 21 and 27, Win teaches the invention as claimed including a method to facilitate access to services on an online commerce site, the method comprising the steps of receiving a service request from a client for access to a service on a server supporting the online commerce site [col. 1, lines 29-37; col. 6, lines 58-65], the service request including at least a portion of an access rule associated with the client and the server [col. 17, lines 28-37; i.e., user's role indicates privilege level], the access rule having been previously provided to the client by the online commerce site [col. 6, lines 41-65]; and validating the service request based on the access rule [col. 8, lines 36-63].

9. As per claim 22, Win teaches the step of validating the service request based on whether a URL in the access rule is associated with the server [col. 8, lines 36-46].
10. As per claims 23 and 24, Win teaches the access request includes an application identifier [col. 8, lines 47-63].
11. As per claim 25, Win teaches the access request includes a session certificate [col. 5, line 66 – col. 6, line 9].
12. As per claim 26, Win teaches the access rule includes a CallName [col. 17, lines 28-37].
13. As per claim 28, Win teaches the server is an on-line auction server [col. 1, lines 29-37; i.e., the transaction including any service type].
14. As per claims 62-69, since they are computer program claims of claims 1-6 and 8-9, they are rejected for the same basis as claims 1-6 and 8-9 above.
15. As per claim 85, since it is a computer program claim of claim 1, it is rejected for the same basis as claim 1 above.

Conclusion

16. Applicant's arguments with respect to claims 1-6, 8-9, 21-28, 62-69 and 85 have been considered but are moot in view of the new ground(s) of rejection.

17. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, THIS ACTION IS MADE FINAL. See MPEP §706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

18. A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

19. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jinsong Hu whose telephone number is (571) 272-3965. The examiner can normally be reached on 8:00 AM - 5:30 PM.

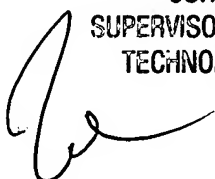
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John A. Follansbee can be reached on (571) 272-3964. The fax phone

number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Jinsong Hu

April 11, 2006


JOHN FOLLANSBEE
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100